

**IN THE UNITED STATES COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**LORI WASHINGTON, ex rel. J.W.
Plaintiffs,**

v.

**KATY INDEPENDENT
SCHOOL DISTRICT AND OFFICER
ELVIN PALEY, INDIVIDUALLY
Defendant.**

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Civil Action No. 4:18-CV-01848

PLAINTIFF'S RESPONSE TO THE COURT'S (DE #56) ORDER

TO THE HONORABLE JUDGE OF THE COURT:

1. Plaintiffs adopt as fully set forth herein the Defendants' *Response* (DE# 57), filed on August 14, 2020.
2. Additionally, Plaintiffs are set to proceed on August 24-25, 2020 with a Due Process Hearing before a Texas Education Agency Special Education Hearing Officer, as contemplated by this Court's *remand* in CIVIL ACTION NO. H-18-2752 DE#21.
3. Plaintiffs reasonably believe that after the 5th Circuit Rules on the *Qualified Immunity* issue in this cause and the Special Education Hearing Officer rules, Plaintiffs will be in the position to act on the remaining portion of this case dealing with the Court's denial of J.W.'s claims of discrimination based upon disability. [DE# 34, 50].

Respectfully submitted,

/s/ Martin J. Cirkiel

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing has been forwarded to all parties on this the 17th day of August, 2020, in accordance with the Federal Rules of Civil Procedure and the Court's electronic filing system.

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